

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC
and the Estate of Bernard L. Madoff,

Plaintiff,

v.

TRINCASTAR CORPORATION,

Defendant.

Adv. Pro. No. 08-01789 (CGM)

SIPA Liquidation

(Substantively Consolidated)

Adv. Pro. No. 11-02731 (CGM)

AMENDED STIPULATION AND ORDER

WHEREAS, on September 22, 2011, Irving H. Picard (the “**Trustee**”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated Chapter 7 estate of Bernard L. Madoff (“**BLMIS**”), filed a complaint (the “**Complaint**”) in the above-captioned adversary proceeding against Trincastar Corporation (“**Defendant**”) to recover subsequent transfers Defendant allegedly received from Fairfield Sentry Limited;

WHEREAS, on May 4, 2022, the Court entered a Stipulation and Order [Dkt. 102] setting October 28, 2022 as the Defendant's deadline to file a reply in support of any motion to dismiss the Complaint;

WHEREAS, on July 29, 2022, the Defendant filed its Motion to Dismiss the Complaint [Dkt. 103] ("**Motion to Dismiss**");

WHEREAS, on September 28, 2022, the Trustee filed his Memorandum of Law in Opposition to the Motion to Dismiss [Dkt. 107];

WHEREAS, the Defendant has requested, and the Trustee has agreed to, an extension of the deadline for it to reply;

IT IS MUTUALLY AGREED AND STIPULATED, by and between the Trustee and Defendant, and **SO ORDERED**, by the Court:

1. The Defendant shall file any reply in support of its Motion to Dismiss by November 11, 2022.
2. The above deadline granted by this Stipulation is without prejudice to either party seeking future extensions of time.
3. Except as expressly set forth herein, the parties to this Stipulation reserve all rights, arguments, claims, objections and/or defenses they may have and entry into this Stipulation shall not impair or otherwise affect any such rights, arguments, claims, objections and/or defenses.

(Signature page follows.)

Dated: New York, New York
October 19, 2022

**WINDELS MARX LANE &
MITTENDORF, LLP**

By: /s/ Kim M. Longo

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the Substantively Consolidated SIPA Liquidation
of Bernard L. Madoff Investment Securities LLC
and for the Chapter 7 Estate of Bernard L.
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Attorneys for Defendant

SO ORDERED:

**Dated: October 20, 2022
Poughkeepsie, New York**



/s/ Cecelia G. Morris

**Hon. Cecelia G. Morris
U.S. Bankruptcy Judge**